

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

DOCKET NUMBER CDS-139

APR 23 2002

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Applicant: Thomas C. Arter  
John C. Mauck  
James R. Schaeffer  
Robert F. Winterkorn

For : DRY ANALYTICAL ELEMENT FOR ACETAMINOPHEN ASSAY

## MATCH & RETURN

### Express Mail Certificate

"Express Mail" mailing number: EL327259874US

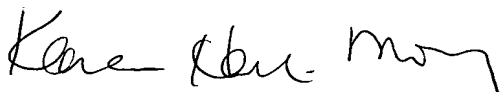
Date of Deposit: April 18, 2002

## CPA REQUEST

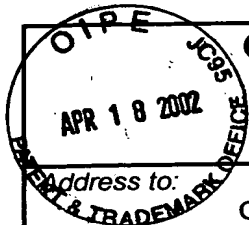
I hereby certify that this Continued Prosecution Application Request, including Information Disclosure Statement, Form 1449 (with references) and MPEP 609, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, BOX CPA, Washington, D.C. 20231.

Karen Hall-Morgan

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)



# CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing (Only for Continuation or Divisional applications under 37 CFR 1.53(d)) ☐ DUPLICATE

Address to:

Commissioner for Patents

Box CPA  
Washington, DC 20231

## CPA REQUEST

Attorney Docket No.	CDS-59
First Named Inventor	Thomas C. Arter
Express Mail Label No.	EL327259874US

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 08/493,442, filed on June 22, 1995, entitled Dry Analytical Element for Acetaminophen Assay.

### NOTES

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request 37 CFR 1.78(a).

## MATCH & RETURN

- ☐ Enter the unentered amendment previously filed on under 37 CFR 1.116 (Amendment After Final Rejection) in the prior nonprovisional application.
- ☐ A Preliminary Amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
  - ☐ DELETE the following inventor(s) named in the prior nonprovisional application:
  - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new Power of Attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
  - ☒ PTO-1449
  - ☒ Copies of IDS Citations

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CLAIMS	(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Calculations
Total Claims (37 CFR 1.16(c))		8 - 20 =	0	x\$ 18.00	\$ 0.00
Independent Claims (37 CFR 1.16(b))		1 - 3 =	0	x\$ 84.00	\$ 0.00
Multiple Dependent Claims (if applicable) (37 CFR 1.16(d))				x\$ 280.00	
				Basic Fee (37 CFR 1.16(a))	\$ 740.00
				Total of above Calculations =	\$ 740.00
				Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28)	
				TOTAL =	\$ 740.00
6. The commissioner is hereby authorized to credit overpayments or charge fees required by this paper to Deposit Account No. 10-0750.					
7. <input type="checkbox"/> A check in the amount of \$            is enclosed.					
8. <input type="checkbox"/> Other:					
<b>NOTE:</b> <i>The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.</i>					
<b>9. CORRESPONDENCE ADDRESS</b>					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label <b>000027777</b> or <input type="checkbox"/> Correspondence Address below					
Name:      Philip S. Johnson, Esq. Address:    Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 USA					
<b>10. TELEPHONE CONTACT</b>					
Please direct all telephone calls or telefaxes to Todd F. Volyn at: Telephone:    (732) 524-6202      Fax:    (732) 524-2808					
<b>11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED</b>					
NAME	Todd F. Volyn				
SIGNATURE	<i>Todd F. Volyn</i>				
DATE	April 18, 2002				

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